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RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1647

PATENT  
2121-0140P

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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: MELKI et al. Conf.: 3158  
Appl. No.: 09/109,082 Group: 1647  
Filed: July 2, 1998 Examiner: R. Hayes  
For: SPINAL MUSCULAR ATROPHY DIAGNOSTIC  
METHODS

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents  
Washington, DC 20231

March 13, 2002

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated September 13, 2001 of the Primary Examiner finally rejecting claims 21, 23, 30-34, 36 and 40-65.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on February 13, 2002. Thus a fee of \$520.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

03/14/2002 JADD01 00000025 09109082

01 FC:119  
02 FC:117

320.00 OP  
520.00 OP

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$320.00

☐ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$840.00.

Payment of the above TOTAL FEE is being made in the following manner:

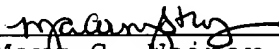
☒ Check(s) in the amount of \$840.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Marc S. Weiner, #32,181

MaryAnne Armstrong, PhD., #40,069

MSW/MAA/csm  
2121-0140P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000